

**Ohio Department of Job & Family Services
Bureau of Child Care Policy & Technical Assistance**

**Provider Technical Assistance Letter 13-2015
Serious Risk Non-Compliance Reductions and Removal Matrix
for Step Up To Quality Type B Home Providers
May 18, 2015**

Background

Serious Risk Non-compliances (SRNC) for child care Type B Home providers are outlined in Appendix C in rule 5101:2-17-02 of the Ohio Administrative Code (OAC). In order for a program to be considered for a Step Up To Quality (SUTQ) star rating, the child care program shall not have been cited for a six point SRNC or have non-compliances that total twelve points within the previous twelve months prior to the registration date and between the registration date and the awarded star rating.

Once rated, if a program has a non-compliance that is a six point SRNC or accumulates twelve points over twelve months, the SUTQ rating may be impacted.

Actions

The attached matrix is utilized to ensure consistent consequences for programs that have a six point SRNC or non-compliances that total twelve points. The Ohio Department of Job and Family Services will continue to monitor the impact to programs due to the SRNC citations and the appropriateness and outcomes of this process for future consideration.

**Reduction and Removal Matrix for Step Up To Quality (SUTQ) for Type B Home Providers
OAC rule 5101:2-17-04(E)**

This matrix is a guideline to establish consistent consequences for a program who is cited for a serious risk non-compliance (SRNC). Factors taken into consideration include, but are not limited to:

- The intent of the person responsible for the action.
- The age of the child and their dependency on an adult.
- If the incident was self-reported.
- If the program has similar licensing violations in the past.
- The length of time over which a child’s safety was at risk.
- Whether or not this is a re-occurring incident.
- The location of the incident and the additional risk resulting from that location.
- What corrective action was taken to ensure safety of children would not be compromised again.

If the program receives a:	Then:
Warning	No Action will be taken to reduce or remove the star rating; however, six SRNC points will be documented and count towards the 12 month total. Any warning may result in a stricter penalty based on the scope and severity of the incident.
Rating Reduction	The program must wait 6 months before registering for a change of rating, or if reduced to a zero, 6 months before they can register to be rated.
Rating Removal	The program must wait 12 months before they can register to be rated.

For any 6 point SRNC citation listed below, the program will have a tiered penalty rating reduction:

Rule number and 6-point SRNC		1 st citation	2 nd citation	3 rd citation
03	Refuses Access to County Agency or ODJFS	Rating Removal		
03	Provider Falsifies Information to County Agency or ODJFS	Rating removal		
07	Background Check <ul style="list-style-type: none"> • Employee or person in the home with a prohibitive conviction remains employed and doesn’t have rehabilitation paperwork on file and cannot prove if rehabilitation standards are met at the time of the inspection. Also, proof of rehabilitation was not submitted by deadline required in the corrective action plan. 	Reduce by 2 stars	Rating Removal	
	<ul style="list-style-type: none"> • Administrator, employee or member of household refused to be fingerprinted 	Rating Removal		
12	Safe Environment -Firearms on Premises <ul style="list-style-type: none"> • If the firearm was accessible to children 	Rating Removal		

	<ul style="list-style-type: none"> Extenuating circumstances: Incidents in which a child brings a gun to Type B Home and puts it someplace that the program would not be required to check (example brings it in a book bag and hangs bag in cubby). 	Warning	To be discussed	
14	Transportation <ul style="list-style-type: none"> Child left unattended on a fieldtrip Child left unattended in a vehicle off-site 	Reduce by 2 stars	Rating Removal	
	<ul style="list-style-type: none"> Child left unattended in a vehicle on-site 	Warning	Reduce by 2 stars	Rating Removal
	<ul style="list-style-type: none"> Driver without valid license (this does NOT include just an expired license) Driver who is not an employee, emergency caregiver and provider not present 	Warning	Reduce by 2 stars	Rating Removal
15	Medication <ul style="list-style-type: none"> Medication error, given to the wrong child 	Warning	Rating removal	
	<ul style="list-style-type: none"> Medication error, child given the wrong amount 	Warning	Rating removal	
20	Supervision <ul style="list-style-type: none"> Child unattended outside on-site but in a contained, "safe" area 	Warning	Reduce by 1 star	Rating Removal
	<ul style="list-style-type: none"> Child left unattended outside in an unsafe area or during a swimming activity 	Reduce by 2 stars	Rating Removal	
	Care & Nurturing <ul style="list-style-type: none"> Program fails to report suspected abuse/neglect/endangerment 	Rating Removal		
	Child Guidance & Management <ul style="list-style-type: none"> Physical abuse/neglect/ endangerment substantiated Public Children Services Agency (PCSA) finding Involvement of provider in inappropriate discipline 	Rating Removal		
23	Swimming <ul style="list-style-type: none"> Staff not actively supervising 	Warning	Reduce by 2 stars	Rating Removal
	<ul style="list-style-type: none"> No lifeguard Swimming site accessible to child without staff supervision 	Reduce by 2 stars	Rating removal	
24	Evening and Overnight Care <ul style="list-style-type: none"> Children are asleep in unapproved areas for sleeping in the Type B Home 	Warning	Reduce by 2 stars	Rating removal

Accumulation of Points in Twelve Month Period

12-14 Points

Reduce by 1 star

15-17 Points

Reduce by 2 stars

18 or more points

Rating removal

Additional Factors

A program's star rating may be removed if:

- Death or serious injury occurs to the child due to the licensing rule violation